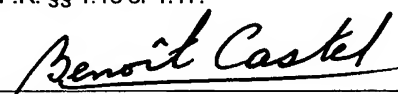


TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		Attorney Docket No. <b>0617-1004</b> U.S. Application No. <b>10/541250</b>
INTERNATIONAL APPLN. NO. <b>PCT/FR2003/003943</b>	INTERNATIONAL FILING DATE <b>December 30, 2003</b>	PRIORITY DATE CLAIMED <b>December 30, 2002</b>
TITLE OF INVENTION: <b>METHOD FOR BIOMECHANICALLY SIMULATING A SET OF OSSEOUS JOINTS</b>		
APPLICANT(S) FOR DO/EO/US: <b>Fouad EL-BAROUDI</b>		
<p>Applicant herewith submits to the United States Designated Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li><input checked="" type="checkbox"/> The US has been elected (Article 31).</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> has been communicated by the International Bureau. See attached PCT/IB/308.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto.</li> <li><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li><input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> <li><input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> have been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired.</li> <li><input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</li> <li><input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4))</li> <li><input type="checkbox"/> A Declaration of Inventorship for purposes of U.S.A. designation pursuant to rule 4.17(iv). ))</li> <li><input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>Items 11 to 20 below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> Information Disclosure Statement (IDS) w/PTO-1449 - <input type="checkbox"/> Copy of IDS citations.</li> <li><input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s)).</li> <li><input type="checkbox"/> A preliminary amendment.</li> <li><input checked="" type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76.</li> <li><input checked="" type="checkbox"/> Itemized Return Receipt Postcard</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> Power of Attorney and Statement under 37 CFR §3.73(b) <ol style="list-style-type: none"> <li><input type="checkbox"/> Newly executed Power of Attorney</li> <li><input type="checkbox"/> A change of Power of Attorney and/or change of address letter.</li> </ol> </li> <li><input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</li> <li><input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li><input type="checkbox"/> A second copy of the English language translation of the international application (35 U.S.C. 154(d)(4)).</li> <li><input checked="" type="checkbox"/> Other items or information: <b><u>International Search Report, Forms PCT/IB/304 and PCT/IB/308 Petition to Revive an Unintentionally Abandoned Application under 37 CFR §1.137(b)</u></b></li> </ol>		

U.S. APPLICATION NO. <b>10/541250</b>		INTERNATIONAL APPLN. NO. PCT/FR2003/003943		ATTORNEY DOCKET NO. 0617-1004	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.				<b>CALCULATIONS PTO USE ONLY</b>	
<input checked="" type="checkbox"/> The following fees are submitted:					
<b>PCT FEES - NATIONAL STAGE</b>					
<b>Fee Description</b>					
Basic National Stage Fee				\$150.00	
Non ISA/US Search Provided      National Stage Search Fee				\$200.00	
<input type="checkbox"/> US was the IPEA And all claims satisfied the provisions of PCT Article 33 (1)-(4)      National Stage Examination Fee				\$100.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20- <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (Fee Code 1617/2617)				\$130.00	
National Stage Application size fee each additional 50 sheets in excess of 100  Fee Code 1681/2681	Additional Sheets - 100 = _____ X <u>50</u>			Fee From Below <b>\$125.00</b>	\$0.00
<b>CLAIMS</b>		NUMBER FILED 1 - 3 =	NUMBER EXTRA 0	RATE x \$100.00	\$0.00
Independent Claims Fee Codes 1614 / 2614					
Total Claims Fee Codes 1615 / 2615		7 - 20 =	0	x \$25.00	\$0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable) Fee Code 1616 / 2616				+ \$180.00	\$180.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). Fee Code 1618					\$130.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). (Fee code 8021) \$40.00 per property +					\$0.00
<b>TOTAL FEES ENCLOSED</b> =				<b>\$ 890.00</b>	
				Amount to be refunded:	\$
				Charged:	\$
<input checked="" type="checkbox"/> A check in the amount of \$ <b>890.00</b> to cover the above fees is attached.					
<input type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account No. 25-0120 in the name of Young & Thompson. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> The Director is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17.					
SEND ALL CORRESPONDENCE TO: YOUNG & THOMPSON 745 South 23 <sup>rd</sup> Street Arlington, VA 22202 Telephone: (703) 521-2297 Facsimile: (703) 685-0573			 SIGNATURE		
Y&T Customer No. <b>00466</b>			Benoit Castel, Reg. No. 35,041 NAME, REGISTRATION NUMBER		
BC/lmt			July 1, 2005 DATE		

MAIL STOP PCT  
PCT LEGAL OFFICE  
0617-1004

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Fouad EL-BAROUDI

Conf.

Application No. NEW NATIONAL PHASE

Group

Filed July 1, 2005

Examiner

METHOD FOR BIOMECHANICAL SIMULATION  
OF A SET OF OSSEOUS JOINTS

PETITION TO REVIVE UNINTENTIONALLY ABANDONED  
APPLICATION UNDER 37 CFR 1.137(b)

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 1, 2005

Sir:

On 30 December 2003, applicant filed International Application PCT/FR2003/003943, which designated the United States, and which claimed priority of earlier French Application No. 02/16846 filed 30 December 2002. Accordingly, the 30-month period for entering the United States expired at midnight on 30 June 2005. Since none of the elements required for entry into the national stage under 35 USC 371(c) were filed by that date, the International application became abandoned as to the United States on 30 June 2005.

Petitioner hereby states that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.


Accompanying this petition is a proposed response, which includes all the elements required for entry into the national stage under 35 USC 371(c).

The requisite 37 CFR 1.17(m) petition fee for a small entity in the amount of 750.00 is authorized to be debited from counsel's Deposit Account No. 25-0120.

In view of the above, it is respectfully requested that International Application, which unintentionally became abandoned as to the United States, be revived under the provisions of 37 CFR 1.137(b).

Respectfully submitted,

YOUNG & THOMPSON

  
\_\_\_\_\_  
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BC/lmt